

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

UNITED STATES OF AMERICA,	:	CASE NO. 1:18CR022
	:	
Plaintiff,	:	
	:	JUDGE SOLOMON OLIVER, JR.
-vs-	:	
	:	
PHILLIP R. DURACHINSKY,	:	<b><u>DEFENDANT'S MOTION TO</u></b>
	:	<b><u>CONTINUE COMPETENCY HEARING</u></b>
Defendant.	:	

Phillip R. Durachinsky, through counsel, respectfully moves this Honorable Court for a 30-Day continuance of the Competency hearing currently scheduled for July 19, 2024, due to unforeseen delays in getting a new contract for our forensic psychologist in place to allow him to review the BOP reports and re-evaluate Mr. Durachinsky if he deems it necessary. The ends of justice served by granting this motion outweigh the best interests of the public and Mr. Durachinsky in a speedy trial. Defense counsel has discussed this matter with Assistant U.S. Attorney Matthew W. Shepherd. He stated that the government has no objection to this request provided the defense requests that the Court make the ends of justice finding set forth above, and the defense does so request.

For these reasons, Mr. Durachinsky requests that the Court grant this motion.

Respectfully submitted,

STEPHEN C. NEWMAN  
Federal Public Defender  
Ohio Bar: 0051928

/s/ Darin Thompson  
DARIN THOMPSON  
Assistant Federal Public Defender  
Ohio Bar: 0067093  
1660 West Second Street, Suite 750  
Cleveland, Ohio 44113  
(216) 522-4856 Fax: (216) 522-4321  
e-mail address: darin\_thompson@fd.org